ESTTA Tracking number:

ESTTA653492

Filing date:

02/02/2015

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91209816
Party	Plaintiff Quantum Test Prep
Correspondence Address	MITESH PATEL RAJ ABHYANKER PC 1580 W ELCAMINO REAL, STE 13 MOUNTAIN VIEW, CO 94040 UNITED STATES mitesh@legalforcelaw.com, disputes@legalforce.com, arun@legalforcelaw.com
Submission	Withdrawal of Opposition
Filer's Name	Mitesh Patel
Filer's e-mail	Mitesh@legalforcelaw.com, shortell@lambertpatentlaw.com
Signature	/mitesh patel/
Date	02/02/2015
Attachments	2015-02-02 MOTION TO WITHDRAW OPPOSITION (QUANTUM v QUANTUM PREP 91209816).pdf(271601 bytes )

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Trademark Application Serial Number: 85/651,128

Mark: QUANTUM PREP Filed: June 13, 2012

Published: November 20, 2012

IVY LEAGUE TEST PREP INTERNATIONAL, INC. dba QUANTUM TEST PREP	
Opposer	Opposition No. 91209816
V.	
SOLOMON BERMAN, An Individual,	

**Commissioner for Trademarks** 

Attn: Trademark Trial and Appeal Board

Applicant.

P.O. Box 1451

Alexandria, Virginia 22313-1451

#### MOTION TO WITHDRAW THE OPPOSITION WITH CONSENT

By stipulation of the parties, Opposer and Applicant hereby request that Opposition No.

91209816 be withdrawn in accordance with the agreement of the parties due to settlement and pending acceptance of a proposed consent agreement between the parties in regards to their respective marks (QUANTUM PREP owned by Applicant, Serial No. 85/651,128 and QUANTUM owned by Opposer, Serial No. 85,804,808) whereby the parties agree to distinguish and delineate their respective targeted consumers and the subject matter of their services.

Dated: February 2, 2015

Respectfully Submitted,

Raj Abhyanker, P.C. *Attorneys for Opposer* 

By: /Mitesh Patel/
Mitesh Patel
451 N. Shoreline Blvd
Mountain View, CA 94043

### CONSENTED TO:

Lambert & Associates
Attorneys for Applicant

By: <u>/Brendan M. Shortell/</u>
Brendan M. Shortell
Gary E. Lambert
92 State Street, Suite 200
Boston, MA 02109

#### **CERTIFICATE OF SERVICE**

I hereby certify that a true and complete copy of MOTION TO WITHDRAW THE OPPOSITION WITH CONSENT is being served by electronic mail per prior agreement to the following, identified as attorney of record for Applicant, on this 2nd day of February, 2015:

BRENDAN M. SHORTELL LAMBERT & ASSOCIATES shortell@lambertpatentlaw.com Counsel for Applicant

/Mitesh Patel/
Mitesh Patel